

Message Text

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PAGE 01 GENEVA 06491 101832Z

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ACTION EB-11

INFO OCT-01 EUR-25 EA-11 IO-14 ISO-00 AF-10 ARA-16 NEA-10

RSC-01 AGR-20 CEA-02 CIAE-00 COME-00 DODE-00 EB-11

FRB-02 H-03 INR-10 INT-08 L-03 LAB-06 NSAE-00 NSC-10

PA-04 AID-20 CIEP-02 SS-20 STR-08 TAR-02 TRSE-00

USIA-15 PRS-01 SPC-03 OMB-01 DRC-01 /240 W

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R 101700Z DEC 73

FM USMISSION GENEVA

TO SECSTATE WA*HDC 2905

INFO AMEMBASSY BONN

AMEMBASSY BRUSSELS

AMEMBASSY COPENHAGEN

AMEMBASSY CANBERRA

AMEMBASSY DUBLIN

AMEMBASSY THE HAGUE

AMEMBASSY LONDON

AMEMBASSY LUXEMBOURG

AMEMBASSY OTTAWA

AMEMBASSY ROME

USMISSION EC BRUSSELS UNN

USMISSION OECD PARIS

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E.O. 11652: N/A

TAGS: ETRD, GATT

SUBJECT: GATT ARTICLE XXIV:6 NEGOTIATIONS

REF: STATE 234831

1. WE ASKED HIJZEN AND LUYTEN DEC. 10 HOW EC INTERPRETED
ITS GATT OBLIGATIONS IN RELATION TO TARIFF INCREASES ABOVE
BOUND LEVELS BY UK, DENMARK AND IRELAND AS OF 1 JAN 1974

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PAGE 02 GENEVA 06491 101832Z

PER ACCESSION TREATY IF US AND EC HAVE NOT REACHED
MUTUALLY-ACCEPTABLE SETTLEMENT UNDER XXIV:6. HIJZEN FIRST

SAID HE HOPED SUCH AGREEMENT WOULD BE POSSIBLE PROMPTLY AFTER EC PRESENTS ITS SUPPLEMENTARY OFFER IN NEXT FEW DAYS. WHEN WE SAID THIS SEEMED UNLIKELY AND HIJZEN ACKNOWLEDGED THAT PROBABILITY, WE ASKED HOW EC INTERPRETED ITS OBLIGATIONS UNDER XXIV:6 AND XXVIII IN SUCH SITUATION. LUYTEN COMMENTED XXIV NOT CLEAR BUT WHEN WE CITED REQUIREMENT IN XXVIII OF "NEGOTIATION AND AGREEMENT" BEFORE MODIFYING CONCESSIONS, LUYTEN AND HIJZEN THEN SAID US/EC (AND OTHERS) ARE CURRENTLY IN XXIV:6 NEGOTIATIONS WHICH CONTINUE UNTIL ONE SIDE OR OTHER SAYS THEY ARE TERMINATED. LUYTEN OBSERVED GATT OBLIGATIONS OF EC OF SIX REMAIN UNCHANGED 1 JAN 74 SINCE EC PROPOSAL IS TO EXTEND TO NINE THE SCHEDULES OF SIX WHICH REMAIN UNCHANGED EXCEPT FOR ADDITIONAL CONCESSIONS TO BE NOTIFIED IMMINENTLY. THEY DRES ATTENTION TO PRECEDENTS OF (A) THREE ACCEDING COUNTRIES' FIRST STEPS TOWARD ALIGNMENT OF AGRICULTURAL POLICIES WITH EC CAP AS OF 1 FEB 1973, AND (B) FIRST MOVE BY EC OF SIX TO ADOPT CXT 1 JAN 1961 WITH US/EC XXIV:6 SETTLEMENT YEAR LATER (MARCH 7, 1962). THEY CONSIDERED SITUATION THIS COMING JANUARY ANALAGOUS AND NO NEED FOR EC TO INVOKE ANY SPECIAL PROCEDURE OR OBTAIN SPECIFIC AUTHORIZATION FOR THREE ACCEDING COUNTRIES TO IMPLEMENT CHANGES 20 DAYS FROM NOW. HIJZEN STRESSED THERE WILL BE REDUCTIONS AS WELL AS INCREASES IN BOUND RATES OF THREE ACCEDING COUNTRIES.

2. HIJZEN AND LUYTEN CONFIRMED MOVEMENT ON 1 JAN 1974 HAD NOTHING TO DO WITH EC RESERVATION OF RIGHT UNDER XXVIII:5 TO MODIFY EC SCHEDULE DURING THREE-YEAR PERIOD 1973-75.

3. WE MADE CLEAR WE WERE SIMPLY INQUIRING AT THIS STAGE HOW EC SAW SITUATION AND WERE NOT INDICATING AGREEMENT WITH THEIR VIEWS.
BASSIN

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